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DORSEY & WHITNEY*A Partnership Including Professional Corporations***2200 FIRST BANK PLACE EAST
MINNEAPOLIS, MINNESOTA 55402
(612) 340-2600****TELEX: 29-0605
TELECOPIER: (612) 340-2868****510 NORTH CENTRAL LIFE TOWER
445 MINNESOTA STREET
ST. PAUL, MINNESOTA 55101
(612) 227-8017****P. O. BOX 848
340 FIRST NATIONAL BANK BUILDING
ROCHESTER, MINNESOTA 55903
(507) 288-3156****312 FIRST NATIONAL BANK BUILDING
WAYZATA, MINNESOTA 55391
(612) 475-0373****EDWARD J. SCHWARTZBAUER
(612) 340-2825****201 DAVIDSON BUILDING
8 THIRD STREET NORTH
GREAT FALLS, MONTANA 59401
(406) 727-3632****SUITE 675 NORTH
1800 M STREET N. W.
WASHINGTON, D. C. 20036
(202) 296-2780****30 RUE LA BOËTIE
75008 PARIS, FRANCE
011 331 562 32 50**

November 17, 1983

Stephen Shakman, Esq.
Minnesota Pollution Control Agency
1935 West County Road B2
Roseville, Minnesota 55113

Re: U.S.A., et al. v. Reilly
Tar & Chemical Corp., et al.

Dear Steve:

Thank you for your telephone call advising that the Pollution Control Agency does have tapes of some of its meetings. We will be in touch with you shortly to make arrangements to hear the tape of the June 22, 1976 meeting.

As you know, we have not set a hearing on our motion to compel answers to questions asked of various attorneys because of the pendency of the State's motion for partial summary judgment and our motion for reconsideration. Since it will be impossible to schedule the motion for reconsideration and obtain an order on that question prior to November 23, 1983, the day on which Jay Heffern's deposition is scheduled, I am herewith cancelling that deposition with the idea that it will be scheduled along with the deposition of Eldon Kaul at such time as we have a final ruling from the Court with respect to the scope of permissible discovery.

Yours very truly,

Edward J. Schwartzbauer

EJS:ml

cc: All Counsel of Record